



DT05 Rec'd PCT/PTO 07 AUG 2002

PATENT
Attorney Docket 044508-5003

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Michael J. Daly et al.**)

Application No. **10/089,175**)

Art Unit: **Not Assigned**

Filed: **March 27, 2002**)

Examiner: **Not Assigned**

For: **Engineered Radiation Resistant
Bioremediating Bacteria**)

Box Missing Parts

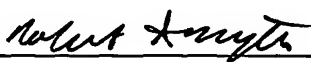
Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTICE OF MISSING REQUIREMENTS

1. This paper is filed in response to the Notice of Missing Requirements Under 37 U.S.C. 371 in the United States Designated/Elected Office dated June 7, 2002. A copy of the Notice of Missing Requirements is enclosed.
2. Additional Papers Filed:
(i) Declaration executed by Michael J. Daly
(ii) Declaration executed by Lawrence P. Wackett
3. Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply. Applicants do not believe an extension of time is required. However, if Applicants have inadvertently overlooked the need for an extension of time, please consider this a petition therefor.
4. Fee Payment: The Commission is hereby authorized to charge **\$65.00** to Deposit Account 50-0310 for payment of the missing requirements surcharge fee.
5. Except for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account 50-0310.

Dated: August 7, 2002
Morgan, Lewis & Bockius LLP
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202-739-3000

Respectfully submitted,
Morgan, Lewis & Bockius LLP


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UNITED STATES PATENT AND TRADEMARK OFFICE

 Commissioner for Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/089,175	Michael J Daly	044508-5003US

INTERNATIONAL APPLICATION NO.	
PCT/US00/26504	
I.A. FILING DATE	PRIORITY DATE
09/27/2000	

 09629
 MORGAN LEWIS & BOCKIUS LLP
 1111 PENNSYLVANIA AVENUE NW
 WASHINGTON, DC 20004

 CONFIRMATION NO. 9734
 371 FORMALITIES LETTER


OC000000008240270

Date Mailed: 06/07/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Information Disclosure Statements
- Preliminary Amendments
- Small Entity Statement

Docketed 6-13-02 Attorney RGAL/MST/RJS
 Case 44508-5003
 Due Date 8-7-02
 Action Missing Requirements
 By SOW Chk PSB

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address above the heading and include the U.S. application no. shown above (37 CFR 1.5)

 RECEIVED
 JUN 13 2002
 MORGAN LEWIS & BOCKIUS LLP

A copy of this notice **MUST** be returned with the response.

DEBORAH D WILLIAMS

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PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/089,175	PCT/US00/26504	044508-5003US

FORM PCT/DO/EO/905 (371 Formalities Notice)